

**UNITED STATES DISTRICT COURT**  
for the  
**Eastern District of Washington**

MICHAEL KIRBY,

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Plaintiff	)	)
v.	)	)
JAMES MARSHALL and CITY OF EAST WENATCHEE,	)	Civil Action No. CV-12-190-JLQ

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*Defendant*

**JUDGMENT IN A CIVIL ACTION**

The court has ordered that (*check one*):

the plaintiff (*name*) \_\_\_\_\_ recover from the defendant (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_ .

other: This matter came to hearing before the Court on 09/10/13 on the Stipulated Motion to Dismiss with Prejudice and the issues having been heard and a decision having been reached, the Second Amended Complaint and all remaining claims against Defendants James Marshall and the City of East Wenatchee are dismissed with prejudice and without attorney's fees or costs to any party. Judgment of Dismissal is hereby entered.

This action was (*check one*):

tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has rendered a verdict.

tried by Judge \_\_\_\_\_ without a jury and the above decision was reached.

decided by Judge \_\_\_\_\_ on a motion for

Date: 09/10/13

*CLERK OF COURT*

SEAN F. McAVOY

s/ Penny Lamb

*(By) Deputy Clerk*

Penny Lamb